



INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

*We Protect Hoosiers and Our Environment.*

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(800) 451-6027 • (317) 232-8603 • [www.idem.IN.gov](http://www.idem.IN.gov)

Eric J. Holcomb  
Governor

**July 24, 2018**

Bruno L. Pigott  
Commissioner

Via Certified Mail No.: **7017 0190 0000 9494 5790**

Mr. Kevin Prosser, Owner  
Carriage House Estates, LLC  
5394 S SR 15  
Wabash, Indiana 46692

Dear Mr. Prosser:

Re: Agreed Order Review  
Notice of Deficiency  
Commissioner of the Department of  
Environmental Management

v.

Carriage House Estates, LLC  
Case No. 2017-24599-W  
NPDES No.: IN0051861  
Wabash, Wabash County

A recent review of the Agreed Order, adopted on February 19, 2018 has indicated that Carriage House Estates, LLC (Respondent) is in non-compliance with the Agreed Order, as follows:

1. Order Paragraph 4, Within 60 days of the Effective date, Respondent shall submit the missing DMRs and MROs from April through December 2017.

Respondent has not submitted the missing DMRs and MROs. In addition, Respondent has failed to submit DMRs and MROs for January to June 2018. Please note that while you maintain a NPDES Permit, even though your system no longer has a discharge, that a DMR and MRO is still required with the notation that "No discharge occurred" indicated on the report.

Order Paragraph 9 assigned a stipulated penalty for failure to submit missing DMRs/MROs within thirty days of the Effective Date. The assigned stipulated penalty is \$500 per week late or part thereof. At this time, IDEM is not assessing a stipulated penalty for failure to submit the DMRs and MROs.

An IDEM inspection conducted on May 7, 2018, found your system satisfactory at the time of the inspection. However, during a conversation with the inspector he mentioned that the pond is nearing capacity. As a reminder, the Indiana State Department of Health established a two (2) year limit on the length of time that a mobile

home park can pump and haul (see 410 Indiana Administrative Code 6-10.1-49(e)(3)). In the interim, please monitor this on a routine basis to ensure an overflow does not occur. In addition, thank you for your monthly installments towards the civil penalty.

Carriage County Estates, LLC shall submit missing DMRs and MROs for April 2017 to June 2018 within 30 days of receipt of this letter. If you have any questions, please contact Linda McClure, Senior Environmental Manager, Water Enforcement Section, at (317) 317-234-4354 or [lmccclure@idem.in.gov](mailto:lmccclure@idem.in.gov).

Sincerely,



Samantha K. Groce, Chief  
Water Enforcement Section  
Surface Water, Operations &  
Enforcement Branch  
Office of Water Quality

cc: Wabash County Health Department  
Indiana State Department of Health, Mobile Home Community Inspection and  
Licensing Program  
<http://www.in.gov/idem>